

CCRB INVESTIGATIVE RECOMMENDATION

| | | | | | |
|--|--|---|---|------------------------------------|---------------------------------|
| Investigator: Kevin Hawes | Team: Team # 4 | CCRB Case #: 201014865 | <input checked="" type="checkbox"/> Force | <input type="checkbox"/> Discourt. | <input type="checkbox"/> U.S. |
| | | | <input checked="" type="checkbox"/> Abuse | <input type="checkbox"/> O.L. | <input type="checkbox"/> Injury |
| Incident Date(s) Thursday, 10/28/2010 4:30 PM | Location of Incident: 71st Street/Continental Avenue Subway Station-E/F/M/R Trains | Precinct: 112 | 18 Mo. SOL 4/28/2012 | EO SOL 4/28/2012 | |
| Date/Time CV Reported Thu, 10/28/2010 6:04 PM | CV Reported At: CCRB | How CV Reported: Call Processing System | Date/Time Received at CCRB Thu, 10/28/2010 6:04 PM | | |

| Complainant/Victim | Type | Home Address |
|--------------------|------|--------------|
| | | |

| Subject Officer(s) | Shield | TaxID | Command |
|--------------------|--------|--------|---------|
| 1. POM Kit Yung | 07057 | 942737 | TB DT20 |

| Officer(s) | Allegation | Investigator Recommendation |
|----------------|---|-----------------------------|
| A.POM Kit Yung | Abuse: PO Kit Yung threatened to arrest § 87(2)(b) | |
| B.POM Kit Yung | Force: PO Kit Yung used physical force against § 87(2)(b) | |

Case Summary

On October 28, 2010, § 87(2)(b) called IAB and filed the following complaint that was forwarded to the CCRB on October 29, 2010. On October 28, 2010 at 4:30 p.m. in the 71st Street and Continental Avenue subway stop in Queens, § 87(2)(b) watched as PO Kit Yung wrote in his memo book with his back to the train tracks at the edge of the platform. PO Yung noticed § 87(2)(b) looking in his direction. PO Yung asked § 87(2)(b) what he was looking at, pushed him and told him to get on the next train or he would be arrested (**Allegation A** and **Allegation B**).

IAB identified the subject officer as PO Kit Yung, assigned to Transit Bureau District 20; therefore, PO Yung has been listed as the subject officer.

On November, 3, 2010, the undersigned scheduled § 87(2)(b) for an interview at the CCRB on November 12, 2010. On November 12, 2010, § 87(2)(b) missed his appointment. On November 12, 2010, the undersigned mailed a letter to § 87(2)(b). On November 12, 2010, the CCRB called § 87(2)(b) and left a message. On November 15, 2010 the CCRB called § 87(2)(b) and left a message. The letters mailed to § 87(2)(b) were not returned to the CCRB. To date, § 87(2)(b) has made no attempt to contact the CCRB regarding his complaint. § 87(2)(g)

Team: _____

:

| | | | |
|---------------|-----------|-------|-------|
| Investigator: | _____ | _____ | _____ |
| | Signature | Print | Date |

| | | | |
|-------------|-----------------|-------|-------|
| Supervisor: | _____ | _____ | _____ |
| | Title/Signature | Print | Date |

| | | | |
|-----------|-----------------|-------|-------|
| Reviewer: | _____ | _____ | _____ |
| | Title/Signature | Print | Date |

| | | | |
|-----------|-----------------|-------|-------|
| Reviewer: | _____ | _____ | _____ |
| | Title/Signature | Print | Date |